HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.15383 of 2006

Date: 25-07-2006

Between :

Buddha Eswara Rao

… Petitioner/s

and

The Election Commission,
Budha Bhavan, 3rd Floor,
MG Road, Secunderabad and others.

…Respondent/s

HON'BLE SRI JUSTICE P.S. NARAYANA

WRIT PETITION No.15383 of 2006

O R D E R :

Heard the counsel.

The writ petition is filed for a Writ of Mandamus declaring the action of the respondents in shifting the election booth from Mandal Parishad School to Zilla Parishad School of booth Nos.2, 3, 6, 7, 10 and 11 as illegal, arbitrary, unconstitutional and in violation of respondent No.1 order dated 11-7-2006, and consequently direct the respondents to conduct elections in Mandal Parishad School (old place) as far as booth No.2, 3, 6, 7, 10 and 11 are concerned in Panchayat Elections and to pass such other suitable orders.

Before this Court, the proceedings of the State Election Commission in N.Dis.1593/SEC-PR(GP) Elec(F)/2006-1, dated 11-07-2006 is produced and the same reads as under:

> "The fax in original is forwarded herewith for taking necessary action as per rules at your end and also inform the action taken to the petitioner and to the Commission immediately.
>
> Yours faithfully,
> Sd/- G.N.RAO,
> Secretary."

It is needless to say that the second respondent is bound to follow the instructions issued by the State Election Commission and in the light of the proceedings placed before this Court, it is needless to say the second respondent to follow the same. This Court expresses a fond hope that the second respondent – District Collector, East Godavari, will look into the proceedings dated 11-7-2006, referred to supra, and take

appropriate action.

With the above direction, the writ petition is disposed of. No order as to costs.

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P.S.NARAYANA, J

25-07-2006.

NOTE: Operative portion by wire
at party's cost.
(B/O)
Msr.

HON'BLE SRI JUSTICE P.S. NARAYANA

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(Msr)